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United States of America
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7 IN THE UNITED STATES DISTRICT COURT
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9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

CASE NO. 2:20-CR-00032-01 WBS

11 Plaintiff,

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

12 v.

13 FAYTH JONES,

14 Defendant.
15

16 STIPULATION

17 1. By previous order this matter was set for status conference on August 1, 2022. The
18 defendant is out of custody on conditions of release. Docket No. 47.

19 2. By this stipulation, the parties now move to vacate the currently set status conference
20 date, and set a further status conference date of October 17, 2022, and to exclude time between August
21 1, 2022, and October 17, 2022, under Local Code T4.

22 3. The parties agree and stipulate, and request that the Court find the following:

23 a) The United States previously produced written reports and related materials, as
24 well as a voluminous set of audio recordings and other discoverable items to defense counsel.

25 b) Counsel for the government is currently recovering from COVID-19 symptoms
26 and is therefore unavailable.

27 c) Counsel for defendant desires additional time to review the discovery, consult
28 with his client, conduct investigation and research related to the charges, and to otherwise

prepare for a future trial, or resolution of the pending charges against the defendant.

d) Counsel for defendant believes that failure to grant the above-requested continuance would deny him the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

e) The government does not object to the continuance.

f) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,

et seq., within which trial must commence, the time period of August 1, 2022, to October 17, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: July 26, 2022

PHILLIP A. TALBERT
United States Attorney

Dated: July 26, 2022

/s/ Jason Hitt for Jared Thompson
JARED THOMPSON, Esq.
Counsel for Defendant
Fayth Jones
Authorized to sign for Mr. Thompson on
July 26, 2022

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3 **FINDINGS AND ORDER**
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5 IT IS SO FOUND AND ORDERED.
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7 Dated: July 27, 2022



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10 WILLIAM B. SHUBB
11 UNITED STATES DISTRICT JUDGE
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